



Town and Country Planning Act 1959

1959 CHAPTER 53 7 and 8 Eliz 2

PART V

MISCELLANEOUS AND SUPPLEMENTARY PROVISIONS

44^{F1}

Textual Amendments

F1 Ss. 31, 32, 35–44, 51, 52(1)–(3)(5)(6), 53–56, 57(5)(6)(8)(9), 58(1)(b)(2)(5)(6), Schs. 5, 6, 8, 9 repealed by [Town and Country Planning Act 1962 \(c. 38\)](#), [Sch. 15](#)

45 **Compensation for damage to requisitioned land.**

- (1) In relation to compensation accruing due after the twenty-ninth day of October, nineteen hundred and fifty-eight, by virtue of paragraph (b) of subsection (1) of section two of the ^{M1}Compensation (Defence) Act, 1939 (which relates to compensation payable in respect of damage occurring to requisitioned land during the period of requisition), section fifty-three of the Act of 1954 (which limits the amount of that compensation) shall have effect as if any reference to the price which, at the relevant time and in the relevant circumstances, would be the compulsory purchase price of the land were a reference to the value which, at that time and in those circumstances, would be the value of such an interest in the land as is mentioned in paragraph (a) of subsection (2) of the said section fifty-three (that is to say, a freehold interest free from incumbrances but subject to any easement or other restriction affecting the land at the relevant time).
- (2) In this section “the relevant time” means the time when the compensation accrues due, and “in the relevant circumstances” means if the land were at the relevant time in the state in which it was when possession of the land was taken in the exercise of emergency powers.
- (3)^{F2}

*Changes to legislation: There are currently no known outstanding effects for the
Town and Country Planning Act 1959, Part V. (See end of Document for details)*

Textual Amendments

F2 Ss. 22(5), 23(5), 24(4), 25, 26(7), 29(2), 45(3), 46(4), 47, 50, 52(7), 57(3)(b)(7), 58(7), Sch. 4 Pt. II, Sch. 10 repealed by Statute Law Revision Act 1960 (c. 56)

Marginal Citations

M1 1939 c. 75.

F3 46

Textual Amendments

F3 S. 46 repealed (5.11.1993) by 1993 c. 50, s. 1(1), Sch. 1 Pt. XIII Group 1.

47 **F4**

Textual Amendments

F4 Ss. 22(5), 23(5), 24(4), 25, 26(7), 29(2), 45(3), 46(4), 47, 50, 52(7), 57(3)(b)(7), 58(7), Sch. 4 Pt. II, Sch. 10 repealed by Statute Law Revision Act 1960 (c. 56)

48, 49. **F5**

Textual Amendments

F5 Ss. 48, 49 repealed by Highways Act 1980 (c. 66, SIF 59), Sch. 25

50 **F6**

Textual Amendments

F6 Ss. 22(5), 23(5), 24(4), 25, 26(7), 29(2), 45(3), 46(4), 47, 50, 52(7), 57(3)(b)(7), 58(7), Sch. 4 Pt. II, Sch. 10 repealed by Statute Law Revision Act 1960 (c. 56)

51 **F7**

Textual Amendments

F7 Ss. 31, 32, 35–44, 51, 52(1)–(3)(5)(6), 53–56, 57(5)(6)(8)(9), 58(1)(b)(2)(5)(6), Schs. 5, 6, 8, 9 repealed by Town and Country Planning Act 1962 (c. 38), Sch. 15

Changes to legislation: There are currently no known outstanding effects for the Town and Country Planning Act 1959, Part V. (See end of Document for details)

F8 52

Textual Amendments

F8 S. 52 repealed (5.11.1993) by 1993 c. 50, s. 1(1), **Sch. 1 Pt. XIII** Group 1.

53— **F9**
56.

Textual Amendments

F9 Ss. 31, 32, 35–44, 51, 52(1)–(3)(5)(6), 53–56, 57(5)(6)(8)(9), 58(1)(b)(2)(5)(6), Schs. 5, 6, 8, 9 repealed by **Town and Country Planning Act 1962 (c. 38)**, **Sch. 15**

57 Interpretation.

(1) In this Act, except in so far as the context otherwise requires, the following expressions have the meanings hereby assigned to them respectively, that is to say:—

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“the Act of 1947” means the ^{M2}Town and Country Planning Act, 1947;

“the Act of 1954” means the ^{M3}Town and Country Planning Act 1954;

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“disposal” means disposal by way of sale, exchange, ^{F13}... or lease, or by way of the creation of any easement, ^{F13}... right or privilege, or in any other manner, except by way of appropriation, gift, mortgage ^{F13}... and “dispose of” shall be construed accordingly;

“function” means a power or a duty, and “grant-aided function”, in relation to a body, means a function in respect of which a grant or contribution ^{F14}... ^{F13}... ^{F15}... ^{F13}... is payable to that body by a government department out of moneys provided by Parliament;

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“local enactment” means a local or private Act, or an order confirmed by Parliament or brought into operation in accordance with special parliamentary procedure;

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Changes to legislation: There are currently no known outstanding effects for the Town and Country Planning Act 1959, Part V. (See end of Document for details)

- F10(2)
- F10(3)
- F10(4)
- F18(5)
- F19(7)
- F18(8)
- F20(10)

(12) References in this Act to any enactment shall, except where the context otherwise requires, be construed as references to that enactment as amended by or under any other enactment, including this Act.

Textual Amendments

- F10** S. 57(2)(3)(4) and words in s. 57(1) repealed (5.11.1993) by 1993 c. 50, s. 1(1), **Sch. 1 Pt. XIII** Group1.
- F11** Definition repealed by Statute Law (Repeals) Act 1975 (c. 10), **Sch. Pt. XII**
- F12** Definition of “corporate land” repealed by Local Authorities (Land) Act 1963 (c. 29), **Sch.**
- F13** Words repealed by Statute Law Revision Act 1960 (c. 56)
- F14** Words in s. 57(1) repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), **Sch. 1 Pt. 10** Group 3
- F15** Words repealed by Housing Finance Act 1972 (c. 47), **Sch. 11 Pt. VI**
- F16** Definition repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), **Sch. 1 Pt. VII**
- F17** Definitions of “the Scottish Act of 1947” and “the Scottish Act of 1954” repealed by Statute Law Revision Act 1960 (c. 56)
- F18** Ss. 31, 32, 35–44, 51, 52(1)–(3)(5)(6), 53–56, 57(5)(6)(8)(9), 58(1)(b)(2)(5)(6), Schs. 5, 6, 8, 9 repealed by Town and Country Planning Act 1962 (c. 38), **Sch. 15**
- F19** Ss. 22(5), 23(5), 24(4), 25, 26(7), 29(2), 45(3), 46(4), 47, 50, 52(7), 57(3)(b)(7), 58(7), Sch. 4 Pt. II, Sch. 10 repealed by Statute Law Revision Act 1960 (c. 56)
- F20** Ss. 14–16, 57(10)(11) repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), **Sch. 1 Pt. VII**

Marginal Citations

- M2** 1947 c. 51.
- M3** 1954 c. 72.

F21 **58**

Textual Amendments

- F21** S. 58 repealed (5.11.1993) by 1993 c. 50, s. 1(1), **Sch. 1 Pt. XIII** Group1.

59 Short title, citation, commencement and extent.

(1) This Act may be cited as the Town and Country Planning Act, 1959; F22 F23

Changes to legislation: There are currently no known outstanding effects for the
Town and Country Planning Act 1959, Part V. (See end of Document for details)

- (2) This Act shall come into operation at the end of the period of one month beginning with the day on which it is passed.
- (3) This Act shall not extend to Northern Ireland.

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Textual Amendments

- F22** Words in s. 59(1) repealed (5.11.1993) by 1993 c. 50, s. 1(1), Sch. 1 Pt. XIII Group1.
- F23** Words repealed by Statute Law Revision Act 1960 (c. 56)

Changes to legislation:

There are currently no known outstanding effects for the Town and Country Planning Act 1959, Part V.